

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: October 24, 2008 Name: Michael E. Milz, Reg. No. 34,880 Signature: /Michael E. Milz/

**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Kennedy et al.

Appln. No.: 10/792,031

Filed: March 2, 2004

For: NON-BUCKLING BALLOON CATHETER

Docket No.: 10000/303

Client Ref. No.: PA-5330-CIP

Examiner: Patel, Shefali Dilip

Art Unit: 3709

Conf. No.: 1370

TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is/are:

- ☒ Petition and Fee for Extension of Time (2 pages); Amendment to Non-Final Office Action (12 pages); Supplemental Information Disclosure Statement (3 pages); and Form PTO-1449 (2 page).

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☒ An extension fee in an amount of \$1,110.00 for a 3-month extension of time under 37 CFR § 1.136(a).
- ☒ A petition or processing fee in an amount of \$180.00 under 37 CFR § 1.17(p).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	OR	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 105=			x \$210=	
First Presentation of Multiple Dep. Claim					+\$185=			+ \$370=	
					Total	\$		Total	\$

Fee payment:

- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$1,110.00 (extension of time) and \$180.00 (submission of information disclosure statement).
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

October 24, 2008
Date

/Michael E. Milz/
Michael E. Milz (Reg. No. 34,880)